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കേരള സർക്കാർ
GOVERNMENT OF KERALA

കേരള ഗസറ്റ് KERALA GAZETTE

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്
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GOVERNMENT OF KERALA
2022



THE HIGH COURT OF KERALA**NOTIFICATION**

No. DI-1/20613/2018.

8th December 2021.

In exercise of the powers conferred by Article 225 of the Constitution of India. Section 122 of the Code of Civil Procedure, 1908 (Central Act 5 of 1908) and of all other powers hereunto enabling it in this behalf, the High Court of Kerala, after previous publication of the draft Rules in the Kerala Gazette Vol. X, No. 13, dated 30th March, 2021 as notification No. DI-1/20613/2018, dated 19th February, 2021, no objection or suggestion having been received thereon, and with the previous approval of the Government of Kerala conveyed in G.O. (Rt) No. 3111/2021/HOME dated 9-11-2021, hereby makes the following Rules further to amend the Rules of the High Court of Kerala, 1971, namely:—

RULES

1. *Short title and Commencement*:—(1) These Rules may be called the Rules of the High Court of Kerala (Amendment), 2021.

(2) They shall come into force at once.

2. *Amendment of the Rules*:—In the Rules of the High Court of Kerala, 1971,

(1) In rule 5, after clause (7) the following clauses shall be inserted, namely:—

(7A) ‘Electronic Filing (e-filing)’ means the electronic transmission of petitions, appeals and other proceedings to the court using the court’s electronic filing system.

(7B) ‘Electronic Payment (e-payment)’ means all payments into court and out of court made through electronic means.

(2) In Rule 32,

(a) the existing Rule 32 shall be renumbered as sub-rule (1) thereof;

(b) in sub-rule (1) of Rule 32 so renumbered, after the words ‘Advocate’s registered clerk’, the following shall be inserted, namely—

‘or by electronic filing (e-filing).’

(c) after sub-rule (1) of rule 32, the following sub-rule shall be inserted, namely—

‘(2) The Chief Justice may from time to time issue practice directions for electronic filing of the category of cases and the said directions shall be effective from the dates as may be notified.’

(3) after chapter III the following new chapter shall be inserted, namely—

CHAPTER III A**PAYMENTS BY ELECTRONIC METHOD**

50A. *Electronic Payment*.—Payments into court and out of court shall be made by the method of electronic payment (e-payment).

50B. *Chief Justice to issue directions*.— The Chief Justice may from time to time issue practice directions for electronic payment of the category of cases and the said directions shall be effective from the dates as may be notified.



(4) in in Chapter X,

(a) for rules 128 to 138 the following rules, shall be substituted, namely—

128. *Application for Certified Copies to be filed in person or online.*—

(1) Any application, for obtaining a certified copy of any proceeding or judgment or document filed in or in the custody of the Court, shall be filed in Form No.9, either in person or by online process after paying the requisite fees prescribed under Rule 137 by electronic payment (e-payment).

(2) An application not accompanied by the requisite fees shall be rejected.

129. *Power of Chief Justice to issue practice directions.*—The Chief Justice may from time to time issue practice directions regarding any of the matters contained under this Chapter.

130. *Defective Copy Applications.*— When copy applications are returned for rectification of defects, a time limit of seven days shall be fixed for their re-presentation. Defective applications which are not rectified within the period fixed shall be struck off by the Assistant Registrar (Judicial).

131. *Application for Copies by a Party to the Proceedings in the High Court.*—

(1) A party shall be entitled to obtain a copy of any proceeding or judgment or document filed in, or in the custody of the Court by presenting an application.

(2) Where the State Government or the Central Government is a party, a copy of the judgment may be issued to the State Government or the Central Government, as the case may be, by the Registry, free of cost without levying copying charges, on receipt of an online application.

(3) Copies of Judges' minutes or of correspondence and other papers, not strictly judicial, will be granted only under orders of the Court.

132. *Application for Copies by Persons not Party to the Proceedings.*—

(1) A person who is not a party to the proceedings is entitled to copies of judgments and decrees on presenting an application.

(2) A person who is not party to the proceedings is entitled to copies of other records of the proceedings of the case in the High Court, only on the orders of the Court. A person who requires such copies shall file an affidavit along with a duly verified petition in the Court stating the purpose for which the copy is required. On orders of the Court, certified copies shall be issued, on receipt of the application.

133. *Copies of documents filed in Subordinate Courts.*—

(1) A party to the proceedings in the Subordinate Courts, who requires copies of the documents including copies of maps, plans, genealogical trees etc. which form part of the records of the Subordinate Courts, shall file a duly verified petition before the Registrar (Judicial) setting forth the necessity and the reason as to why the copy was not obtained from the Subordinate Court. On orders of the Registrar (Judicial) the certified copies shall be issued:

Provided that when the copies applied for cannot be copied on ordinary paper, they shall be prepared with the help of skilled labour employed for the said purpose.

(2) The Registrar (Judicial) shall fix the balance copying charges including the amount to be paid for the skilled labour and the party who requires the copies shall pay the amount so fixed. The court shall prepare the copy only on payment by the party the balance amount so fixed.

134. *Application for more than one document in a particular case.*—A single application containing all the details need be filed, if a person requires more than one document in a particular case. But for each document, the copying charges shall be paid separately.

135. *Intimation of date of delivery of copy.*— The authorised officer shall intimate the date for appearance to receive the copy in the e-mail address of the applicant. The authorised officer shall also notify the date for the appearance to receive the copy, on the notice board in the section.



136. *Destruction of Certified Copies.*—The certified copies, if not received by the applicant within 30 days from the date of intimation/notification, shall be destroyed.

137. *Copying Charges for Certified Copy of Judgments and other Documents.*—Copying charges for certified copy of judgments and other documents shall be as fixed by the Chief Justice from time to time which shall be notified and published in the official website of the High Court of Kerala.

138. *Sealing and Certificate.*— (1) Every certified copy furnished by the Court, shall be certified to be true copies by the officer authorised for the purpose and shall be sealed with the seal of the Court.

(2) Every certified copy shall bear an endorsement showing the following particulars:

1. Name of the Court:
2. Number and Year of the Case:
3. Name of the Applicant:
4. Number and Date of Application:
5. Date notified for appearance to receive the copy:
6. Date when copy was delivered:

(3) Every certified copy issued free of cost under sub rule (2) of Rule 131 shall bear the following endorsement:

1. Name of the Court:
2. Number and Year of the Case:
3. Name of the Applicant (State Government/Central Government):
4. Number and Date of Application:
5. Date notified for appearance to receive the copy:
6. Date of Delivery of the Copy:

(4) Certified copy can also be issued in digitized form in the manner as may be prescribed from time to time by the Chief Justice of the High Court of Kerala.

(b) The existing Rules 139 to 144 shall be omitted.

(5) for Rule 179, the following rule shall be substituted, namely—

179. *Despatch of judgments and orders.*—

(1) Certified copies of Judgments or Orders shall be electronically transmitted to the lower courts and the authorities concerned.

(2) In places where there is no facility for electronically receiving the Judgments or Orders, a hard copy of the same shall be communicated.

(6) for Form No. 9, the following Form shall be substituted, namely—



FORM No. 9

(Rule 128)

COPY APPLICATION FORM

Name and address of the Applicant:

Whether applied in person or online:

Whether for State/Central Government:
(mention the party array)

Number and year of the case:

Date and amount of copying charges paid:

Details including the number of the
e-payment receipt:

Date of Judgment/order:

*Description of the document required:

Number of copies required:

Whether party to the proceedings in the
High Court or not:If party, then state the status of the
applicant in the caseIf application filed under Rule 133, then
mention the Subordinate Court's name
and case number and status of the
applicant in the case:Number of the application filed under
Rule 132 or Rule 133 and the date of the
order allowing the application for copy:E-mail address of the applicant:
(to be mandatorily provided)

* The description of the document applied for should be clearly mentioned.

Date:

Signature of Advocate/Applicant



7. for Form No. 31 the following Form shall be substituted namely—

FORM No. 31

Daily Register of Court Fees

<i>Sl. No.</i>	<i>No. nature of the proceedings and name of the lower court</i>	<i>Name of party or pleader presenting documents</i>	<i>No. of enclosures</i>	<i>Institution fee</i>	<i>Stamps on vakalath</i>	<i>Stamps on documents etc.</i>	<i>Process fee</i>	<i>E-payment Receipts</i>	<i>Total</i>	<i>No. of case on the file of the High Court</i>	<i>Initials of the Asst. of the section concerned who receives the paper</i>	<i>Remarks</i>
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(8A)	(9)	(10)	(11)	(12)

By order,

K. P. SUDHIR,
Registrar General.



Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

The High Court of Kerala proposes to introduce facilities for e-filing of cases and e-payment of money into and out of court. E-filing when implemented will promote paperless filing and thus help in saving cost and time.

The High Court of Kerala, also proposes to introduce facility for online submission of application for certified copies. Payment of requisite fees by way of e- payment is also envisaged.

These amendments will empower the High Court to introduce the above facilities.

The notification is intended to achieve the above objectives.



NOTIFICATION

No. B4(B)-17573/2021.

13th December, 2021.

Sub:—Subordinate Civil Courts—Christmas Holidays 2021—Nomination of Vacation Judges Notification—issued.

Read:—(1) Section 19(2) of the Kerala Civil Courts Act, 1957.

(2) High Court Notification No. D9B(2)-62552/2020 dated 11-12-2020.

(3) High Court Official Memorandum of even number dated 10-11-2021.

In exercise of the powers conferred by Section 19(2) of the Kerala Civil Courts Act, 1957, the High Court of Kerala hereby nominates the following District Judges/Additional District Judges to exercise the powers conferred by the said section, during the Christmas Holidays from 24th December 2021 (Friday) to 31st December 2021 (Friday) (both days inclusive).

Subordinate Civil Courts-Christmas Holidays 2021

24-12-2021 TO 31-12-2021-VACATION JUDGES-NOMINATIONS

<i>Sl. No.</i>	<i>District</i>	<i>Name and Designation of the Officer</i>	<i>Period of Nomination</i>
(1)	(2)	(3)	(4)
1	Thiruvananthapuram	Sri Rejanish, K. V., Additional District and Sessions Judge for the Trial of Cases relating to Atrocities and Sexual Violence towards Women and Children, Thiruvananthapuram	24-12-2021 to 26-12-2021
		Sri Ajith Kumar, K. N., Additional District and Sessions Judge-VI, Thiruvananthapuram	27-12-2021
		Sri Denny, C. J., Additional District and Sessions Judge-V/Additional Motor Accidents Claims Tribunal, Thiruvananthapuram	28-12-2021
		Sri. Jayawanth, L., Additional District and Sessions Judge-VII/Additional Motor Accidents Claims Tribunal, Thiruvananthapuram	29-12-2021 and 30-12-2021
		Smt. Lilly K., Additional District and Sessions Judge-IV/Additional Motor Accidents Claims Tribunal, Thiruvananthapuram	31-12-2021
2	Kollam	Sri Sujith, K. N., Additional District and Sessions Judge-I, Kollam	24-12-2021 to 26-12-2021 and 30-12-2021 and 31-12-2021



(1)	(2)	(3)	(4)
		Sri M. Manoj, Additional District and Sessions Judge-VI/Additional Motor Accidents Claims Tribunal, Kollam	27-12-2021
		Sri Sreeraj, S., Additional District and Sessions Judge-IV/Additional Motor Accidents Claims Tribunal, Kollam	28-12-2021 and 29-12-2021
3	Pathanamthitta	Smt. Saima, P. S., Additional District and Sessions Judge-II/Additional Motor Accidents Claims Tribunal, Pathanamthitta	24-12-2021 to 28-12-2021
		Smt. Asheeda, F., Additional District and Sessions Judge-III/Additional Motor Accidents Claims Tribunal, Pathanamthitta	29-12-2021 to 31-12-2021
4	Alappuzha	Sri A. Ijas, Additional District and Sessions Judge-I/Additional Motor Accidents Claims Tribunal, Alappuzha	24-12-2021 to 29-12-2021
		Smt. Seetha, P. N., Additional District and Sessions Judge-III/Additional Motor Accidents Claims Tribunal, Alappuzha	30-12-2021 and 31-12-2021
5	Kottayam	Sri N. Harikumar, District and Sessions Judge, Kottayam	24-12-2021 to 26-12-2021
		Sri Gopakumar, G., Additional District and Sessions Judge-I, Kottayam	27-12-2021 and 28-12-2021
		Smt. Titty George, Special Judge, Fast Track Special Court, Kottayam	29-12-2021
		Sri Sanu S. Panicker, Additional District and Sessions Judge-V/Additional Motor Accidents Claims Tribunal, Kottayam	30-12-2021 and 31-12-2021
6	Thodupuzha	Sri Anil, G., Special Judge for NDPS Act Cases/Additional District and Sessions Judge-II, Thodupuzha	24-12-2021 to 26-12-2021
		Sri Anishkumar, P. V., Additional District and Sessions Judge-IV/Additional Motor Accidents Claims Tribunal, Thodupuzha	27-12-2021 to 30-12-2021
		Smt. Elsamma Joseph, P., Additional District and Sessions Judge-IV/Additional Motor Accidents Claims Tribunal, Thodupuzha	31-12-2021



(1)	(2)	(3)	(4)
7	Ernakulam	Sri C. Pratheep Kumar, Additional District and Sessions Judge-VI, Ernakulam	24-12-2021 to 27-12-2021
		Sri K. Kamanees, Special Judge, Special Court for SPE/CBI-II/NIA Court/Additional District & Sessions Court-IV, Ernakulam	28-12-2021 to 31-12-2021
8	Thrissur	Sri P. N. Vinod, Additional District and Session Judge-I/Additional Motor Accidents Claims Tribunal, Thrissur	24-12-2021 to 26-12-2021 and 30-12-2021 and 31-12-2021
		Smt. Bharati, S., Additional District and Sessions Judge-IV/Additional Motor Accidents Claims Tribunal, Thrissur	27-12-2021 to 29-12-2021
9	Palakkad	Smt. Smitha George, Additional District and Sessions Judge-II, Palakkad	24-12-2021 to 27-12-2021
		Smt. Rajitha, T. H., Additional District and Sessions Judge-IV/ Additional Motor Accidents Claims Tribunal, Palakkad	28-12-2021 and 29-12-2021
		Sri Vinod Kumar, N., Additional District and Sessions Judge-V/Additional Motor Accidents Claims Tribunal, Palakkad	30-12-2021 and 31-12-2021
10	Manjeri	Sri Prakashan, P. T., Special Judge, Fast Track Special Court, Manjeri	24-12-2021 to 26-12-2021
		Smt. S. Nazeera, Additional District and Sessions Judge-I/Additional Motor Accidents Claims Tribunal, Manjeri	27-12-2021 to 29-12-2021
		Sri Tomi Varghese, Additional District and Sessions Judge-II/Additional Motor Accidents Claims Tribunal, Manjeri	30-12-2021 and 31-12-2021
11	Kozhikode	Sri Anas, V., Additional District and Sessions Judge-V/Additional Motor Accidents Claims Tribunal, Kozhikode	24-12-2021 to 27-12-2021
		Sri K. Anil Kumar, Additional District and Sessions Judge-I/Additional Motor Accidents Claims Tribunal, Kozhikode	28-12-2021 to 31-12-2021



(1)	(2)	(3)	(4)
12	Thalassery	Sri Muhammed Raees, M., Additional District and Sessions Judge-IV/Additional Motor Accidents Claims Tribunal, Thalassery	24-12-2021 to 31-12-2021
13	Kalpetta	Sri Rajakumara, M. V., Additional District and Sessions Judge-I/Additional Motor Accidents Claims Tribunal, Kalpetta	24-12-2021 to 31-12-2021
14	Kasaragod	Sri Biju, T., Additional District and Sessions Judge-II/Additional Motor Accidents Claims Tribunal, Kasaragod	24-12-2021 to 27-12-2021
		Sri Unnikrishnan, A. V., Additional District and Sessions Judge-I/Additional Motor Accidents Claims Tribunal, Kasaragod	28-12-2021 to 31-12-2021

By order,

P. KRISHNA KUMAR,
Registrar (District Judiciary).

